



KENTUCKY DEPARTMENT OF EDUCATION ADVISORY GROUP TOPIC SUMMARY

ADVISORY GROUP: Local Superintendents Advisory Council (LSAC)

MEETING DATE: September 29, 2020

Agenda Item: New Regulation 704 KAR 8:100, Kentucky Academic Standards (KAS) for Library Media Elective (*Second Reading*)

Presenters: David Couch, Marty Park and James Allen

Summary of Discussion:

Associate Commissioner of the Office of Education Technology David Couch introduced the second reading of the new regulation for Kentucky Academic Standards for Library Media elective and provided some history around their development by the writing team. Couch shared that library media specialists are an integral part of the KY K12 digital learning environment and there is a need to formalize the guidelines and standards. The *KAS for Library Media* was developed using the grade band overviews.

This regulation and the standards document incorporated by reference received favorable public comments (97.8%) and went before the following groups with favorable feedback:

Kentucky's library media specialists

American Association of School Librarians

Kentucky Association of School Librarians

K-12 Kentucky Education Technology Leaders (and Digital Learning Coaches)

School Curriculum, Assessment and Accountability Council (SCAAC)

Action Taken:

There were no questions. A motion for approval was made by Supt. Kelley Ransdell with a second by Supt. Danny Adkins. All members were in favor of the approval of the Kentucky Academic Standards for Library Media Elective.

Follow-up Required:

None at this time. This will now go before the KBE at its October 7, 2020, meeting as an action/consent item.

Agenda Item: Amendment to 704 KAR 3:035, Annual Professional Development Plan (*Second Reading*)

Presenters: Rhonda Sims and Micki Ray

Summary of Discussion:

No changes were made to the administrative regulation since the first reading in July 2020. The changes to 704 KAR 3:035 were required in order to correct outdated information and align with language contained in other regulations. A summary of the proposed changes is listed below:

Section 1 includes a reference to the Comprehensive District Improvement Plan (CDIP) and makes an amendment to the subsection number for the Comprehensive School Improvement Plan (CSIP). It also includes a technical change to the name of the *Kentucky Academic Standards* and amends the regulation to cite 704 KAR Chapter 8.

Section 3 includes a technical change to eliminate an error.

Section 4 includes amended language to state the CSIP or CDIP must comply with 703 KAR 5:225 and align to the goals in KRS 158.6451.

Action Taken:

A motion was made to approve the regulation without changes. The motion passed unanimously.

Follow-up Required:

None at this time. This will now go before the KBE at its October 7, 2020, meeting as an action/consent item.

Agenda Item: Amendment to 704 KAR 3:325, Effective Instructional Leadership Act
(*Second Reading*)

Presenters: Rhonda Sims and Micki Ray

Summary of Discussion:

No changes were made to the administrative regulation since the first reading in July 2020. The amendments to 704 KAR 3:325 were proposed to update language to align instructional leadership training program and provider content to the Professional Standards for Educational Leaders (PSEL). A summary of all proposed changes is listed below:

Sections 2 and 3 include technical changes to remove outdated information.

Sections 4, 5 and 7 of 704 KAR 3:325 refer to competencies identified in Kentucky's Standards and Indicators for School Improvement established in 703 KAR 5:120, which was repealed by 703 KAR 5:122 as of February 6, 2015. The proposed amendments change language to reference the PSEL (2015). These national, student-centric standards articulate the knowledge and skills expected of school leaders. The Council of Chief State School Officers (CCSSO) and National Policy Board for Educational Administration guided the two-year development process that involved a thorough review of empirical research and included the input of researchers and school and district leaders. The EPSB adopted the PSEL as the standards of preparation for all advanced educational leaders.

LSAC had no questions or concerns.

Action Taken:

A motion was made to approve the regulation without changes. The motion passed unanimously.

Follow-up Required:

None at this time. This will now go before the KBE at its October 7, 2020, meeting as an action/consent item.

Agenda Item: Amendment to 704 KAR 3:305, Minimum Requirements for High School Graduation (*Second Reading*)

Presenters: Rhonda Sims and Micki Ray

Summary of Discussion:

No changes were made to the administrative regulation since the first reading in July 2020.

704 KAR 3:305, Kentucky's new minimum high school graduation requirements, became effective on April 5, 2019. Senate Bill (SB) 158 (2020), however, makes significant changes to the state and local graduation requirements for students who entered high school in the 2019-2020 school year and thereafter. Section 3(1)(d) establishes that the minimum requirements for high school graduation may not include a postsecondary readiness indicator used in the state accountability system or a minimum score on a statewide assessment. Section 4(6) also states that a local board may not adopt any high school graduation requirements that include achieving a minimum score on a statewide assessment. Thus, SB 158 specifically impacts graduation qualifiers and graduation prerequisites as defined in Section 1 of 704 KAR 3:305.

SB 158 prohibits the use of a postsecondary readiness indicator used in the state accountability system or a minimum score on a statewide assessment. Therefore, SB 158 limits the graduation qualifier options for students who entered high school in the 2019-2020 school year and thereafter. Changes to Section 4 of the regulation are necessary in order to remove all graduation qualifier options to better align with the intent of SB 158 and eliminate potential inequities that may result as an unintended consequence of having fewer options for students to complete a graduation qualifier.

SB 158 also prohibits the use of a minimum score on a statewide assessment as a requirement for graduation on both the state and local level. As a result, the graduation prerequisite for reading and mathematics as currently defined in 704 KAR 3:305 must be amended. The student collection of evidence included in (4)(2)(b)(3) is not prohibited by SB 158; however, it is no longer needed as state and local graduation requirements are prohibited from including the other graduation prerequisites for reading and mathematics included in 704 KAR 3:305. Changes to Section 4 of the regulation also are needed to remove all graduation prerequisites to better align with the intent of the new legislation. Students, however, will be required to meet other minimum credit requirements as established in 704 KAR 3:305.

In accordance with SB 158, Section 8(2) of 704 KAR 3:305 also was amended to include that a local board may not adopt any high school graduation requirements that include achieving a minimum score on a statewide assessment.

Action Taken:

A motion was made to approve the regulation without changes. The motion passed unanimously.

Follow-up Required:

None at this time. This will now go before the KBE at its October 7, 2020, meeting as an action/consent item.

Agenda Item: Amendment to 701 KAR 5:150, Nontraditional Instruction Program (*Second Reading*)

Presenters: Kelly Foster and David Cook

Summary of Discussion:

David Cook confirmed there are no changes since the first reading of 701 KAR 5:150, as amended. As previously noted, this regulation fulfills KRS 158.070(10), which requires the Kentucky Board of Education (KBE) to promulgate administrative regulations in order “to prescribe the conditions and procedures for districts to be approved for the nontraditional instruction program.” Amendment of this regulation, which now requires a district’s nontraditional instructional plan (NTI) plan be annually incorporated into the Comprehensive District Improvement Plan (CDIP), supports districts in designing and implementing a plan for a continuation of learning during times when NTI may need to be implemented, either in the short-term or long-term, in order to prevent a loss of learning.

Supt. Burchett, Harrison County, thanked the presenter for making this change incorporating the NTI plan within the CDIP, which he noted made sense and helped ensure a continuity of services during challenging times. There was no further discussion.

Action Taken:

LSAC approved the regulation as amended.

Follow-up Required:

None at this time. This will now go before the KBE at its October 7, 2020, meeting as an action/consent item.

Agenda Item: Amendment to 703 KAR 5:280, School Improvement Procedures (*First Reading*)

Presenter: Kelly Foster

Summary of Discussion:

Dr. Foster discussed amendments to this regulation, which reflect changes made during the most recent legislative session. Specifically, the Kentucky General Assembly passed Senate Bill (SB) 158 (2020) to further refine Kentucky’s implementation of the Elementary and Secondary Education Act of 1965, particularly as it relates to the identification of schools for targeted support and improvement. Additionally, SB 158 (2020) moves the identification of comprehensive support and improvement comprehensive support and improvement (CSI) schools to every three years beginning with the 2021-2022 school year; requires all newly identified CSI schools receive an audit conducted by the KDE; permits the appeal of “any judgment made by the department...of a principal, superintendent, school, or school district which it considers grossly unfair;” and, mandates turnaround efforts in CSI schools be led by an entity on the KBE’s “approved turnaround vendor list,” which is newly defined in the bill and may include teams staffed by the KDE.

Chair Bobrowski asked whether the language of the regulation addressed the possibility of additional accountability waivers being requested by Kentucky and approved by the U.S. Department of Education for the 2020-2021 school year. Dr. Foster noted that the regulation did not address this either way but that process, should it be made available this year and/or in the future, would exist external to 703 KAR 5:280. Language in the regulation could be impacted by the waiver, but any federal waiver would stand on its own.

Supt. Adkins asked about how the state will handle current CSI schools and whether there will be any opportunity for those schools to exit without statewide accountability. Dr. Foster noted that, while there is no clear answer at this time, there is a conversation occurring at the national

level about how to handle this fairly and that she would continue to advocate for flexibility to address these concerns.

Supt. Raleigh asked about diagnostic reviews and whether those looked similarly to previous years. The presenter confirmed that audits led by the KDE would align with prior years, during which the KDE utilized a partnership with Cognia.

Action Taken:

None.

Follow-up Required:

None; however, the presenter will return to LSAC prior to the December meeting of the Kentucky Board of Education to provide a Second Reading of 703 KAR 5:280, as amended.

Agenda Item: Adoption of Kentucky School for the Blind (KSB), Kentucky School for the Deaf (KSD) and KY Tech Policies

Presenters: Gretta Hylton, Dr. Thomas Williams and David Horseman

Summary of Discussion:

Associate Commissioners Hylton and Horseman provided an overview of the interim policy updates. No questions or concerns were cited by LSAC members.

Action Taken:

Supt. Raleigh moved for adoption of the KSB, KSD and Kentucky Tech policies. The motion was seconded by Supt. Cox. The motion passed unanimously by roll call vote.

Follow-up Required:

None at this time. This will now go before the KBE at its October 7, 2020, meeting as an action/consent item.